

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Case No: 05-1088

DAVID STEVENSON; MICHAEL MANLEY;
*MICHAEL L. JONES,

Appellants

v.

THOMAS CARROLL, Warden

*Reinstated per clerk's order of 08/09/05

On Appeal from the United States District Court
for the District of Delaware
District Court No.: 04-cv-139
District Judge: The Honorable Kent A. Jordan

Argued June 4, 2007

Before: SMITH, COWEN, and SILER, *Circuit Judges**

JUDGMENT

This cause came on to be heard on the record from the United States District Court for the District of Delaware and was argued on June 4, 2007. On consideration thereof, it is now ORDERED and ADJUDGED that the judgment of the District Court entered on

*The Honorable Eugene E. Siler, Senior Circuit Judge for the United States Court of Appeals for the Sixth Circuit, sitting by designation.

December 7, 2004, be and the same hereby is VACATED and REMANDED. All of the above in accordance with the opinion of this Court.

ATTEST:

/s/Marcia M. Waldron
Clerk

Dated: July 30, 2007



Teste: *Marcia M. Waldron*
Clerk, U.S. Court of Appeals for the Third Circuit